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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Yan Liu

Appln. No.: 10/727,677

Filed : December 4, 2003

For : APPARATUS AND METHOD FOR
MONITORING BODY COMPOSITION
BY MEASURING BODY DIELECTRIC
CONSTANT AND BODY IMPEDANCE
BASED ON THE METHOD OF
FREQUENCY DIGITAL SAMPLING

Group Art Unit: 2858

Examiner:

Docket No.: R74.12-0001

PETITION FOR CORRECTED FILING RECEIPT

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING
SENT BY U.S. MAIL, FIRST CLASS, TO THE
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450, THIS

8 DAY OF April, 2004

[Signature]
PATENT ATTORNEY

Sir:

Applicant petitions for a corrected filing receipt to identify the filing date of December 4, 2003 instead of December 3, 2003 as indicated on the filing receipt, a copy of which is attached.

Also attached is a Declaration by an employee of the United States Postal Service indicating that the "date in" written on the express mail receipt accompanying the filing of the application was written in error as December 3, 2004 instead of December 4, 2003.

In support of this Petition, attached as Exhibits A, B and C, are copies of the Utility Patent Application Transmittal letter, patent application cover sheet, and the first page of the Preliminary Amendment, each identifying the cited Express Mail label number, and each of which are, or should be, of record in the file wrapper of the above-identified application. Also attached as Exhibit D is a copy of a return postcard, also bearing the cited Express Mail label number, bearing the USPTO's bar code label carrying the application number and correlates the application number of the above-identified application to the Express Mail label number. The postcard is not of record in the USPTO file, but it is indicative that all documents identified thereon were received under the cited Express Mail label number

04/14/2004 WABDELRI 00000150 10727677

01 FC:1460

130.00 OP

and received that application number.

The date is consistent with the filing papers of the application, all of which are dated December 4, 2003, and the Transmittal Letter (a copy attached) is also dated December 4, 2003.

Applicant submits a Charge Authorization Form PTO 2038 in the amount of \$130.00 to cover the petition fee.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

Jason K. Champlin, Reg. No. 34,797
Suite 1600 - International Centre
900 Second Avenue South
Minneapolis, Minnesota 55402-3319
Phone: (612) 334-3222 Fax: (612) 334-3312

JKC:lrs



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DECLARATION IN SUPPORT OF CORRECTED FILING RECEIPT

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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SENT BY U.S. MAIL, FIRST CLASS, TO THE
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450, THIS

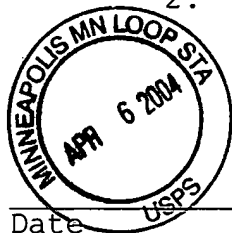
8 DAY OF April, 2004


PATENT ATTORNEY

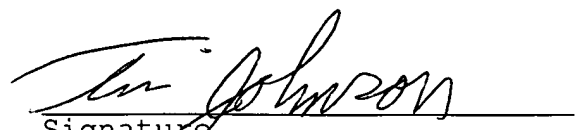
Sir:

The undersigned, an employee of the United States Postal Service, states that:

1. The package addressed to the Commissioner for Patents and submitted under Express Mail No. EV241979035US was deposited with the United States Postal Service on December 4, 2003 as indicated on the stamp, and not on December 3, 2003 as indicated in the "date in" block.
2. The entry in the "date in" block was erroneously entered as "12 03 03" instead of the correct date of "12 04 03".



Date


Signature
Tim Johnson
Printed name

Please type a plus (+) sign in this box → +

PTO/SB/05 (4/98)

Appro. for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<div style="border: 2px solid black; border-radius: 50%; width: 100px; height: 100px; display: flex; align-items: center; justify-content: center; margin: 0 auto;"><div style="writing-mode: vertical-rl; transform: rotate(180deg); font-weight: bold;">OFFICE OF THE COMMISSIONER OF PATENTS AND TRADEMARKS</div><div style="text-align: center;">APR 12 2004</div></div> <p style="font-weight: bold; font-size: 1.2em;">UTILITY PATENT APPLICATION TRANSMITTAL</p> <p style="font-size: 0.8em;">Only for new non-provisional applications under 37 C.F.R. § 1.53(B))</p>		Attorney Docket No. R74.12-0001	
		First Inventor or Application Identifier Yan Liu	
		Title APPARATUS AND METHOD FOR MONITORING BODY COMPOSITION BY MEASURING BODY DIELECTRIC CONSTANT AND BODY IMPEDANCE BASED ON THE METHOD OF FREQUENCY DIGITAL SAMPLING	
Express Mail Label No. EV241979035US		<p>Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p>	
<p>APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.</p>			
<p>1. <input checked="" type="checkbox"/> *Fee Transmittal Form e.g., PTO/SB17 (Submit an original and a duplicate for fee processing)</p> <p>2. <input checked="" type="checkbox"/> Applicant Claims small entity status</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Sheets 14] (preferred arrangement set forth below) - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. § 113) [Total Sheets 13]</p> <p>5. Oath or Declaration [Total Sheets 2] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 18 completed) i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§1.63(d)(2) and 1.33(b).</p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>		<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer program (Appendix)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission (If applicable, all necessary) a. <input type="checkbox"/> Computer Readable Copy b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 Copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statement verifying identity of above copies</p>	
ACCOMPANYING APPLICATION PARTS			
<p>9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 C.F.R. § 3.73(b) Statement (when there is an assignee) <input checked="" type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO – 1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>16. <input type="checkbox"/> Nonpublication Request Under 35 USC 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent</p> <p>17. <input type="checkbox"/> Other:</p>			
<p>18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation –in part (CIP) of prior application No: _____ Prior application information: Examiner _____ Group/Art Unit: _____ FOR CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p>			
17. CORRESPONDENCE			
<p><input type="checkbox"/> Customer Number or Bar Code Label or <input checked="" type="checkbox"/> Correspondence address below</p> <p style="text-align: center; font-size: 0.8em;">(Insert Customer No. or Attach bar code label here)</p>			
<p>Name Judson K. Champlin WESTMAN CHAMPLIN & KELLY</p> <p>Address Suite 1600 – International Centre 900 South Second Avenue</p> <p>City Minneapolis State MN Zip Code 55402-3312</p> <p>Country USA Telephone (612) 334-3222 Fax (612) 334-3312</p>		<div style="border: 2px solid black; padding: 10px; display: inline-block;"><p style="font-weight: bold; margin: 0;">EXHIBIT</p><p style="font-size: 2em; margin: 5px 0;">A</p></div>	

Name (Print/type)	Judson K. Champlin	Registration No. (Attorney/Agent)	34,797
Signature		Date	12/4/03



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Yan Liu

Filed : Herewith

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BY MEASURING BODY DIELECTRIC
CONSTANT AND BODY IMPEDANCE
BASED ON THE METHOD OF
FREQUENCY DIGITAL SAMPLING

Group Art Unit:

Examiner:

Docket No.: R74.12-0001

PRELIMINARY AMENDMENT

Express Mail No. EV241979035US

Date of Deposit: December 4, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to the first Official Action, it is respectfully
requested that the following amendments be made.





Express Mail No.

EV241979035US

**PATENT APPLICATION OF
Research Institute of Tsinghua
University in Shenzhen**

**ENTITLED
Apparatus and Method for Monitoring Body
Composition by Measuring Body Dielectric
Constant and Body Impedance Based on the
Method of Frequency Digital Sampling**

Docket No. R74.12-0001

EXHIBIT

C



PATENT

Express Mail No.: EV241979035US

Receipt is hereby acknowledged by the Assistant Commissioner of Patents of the following items in the matter of:

Inventor: *Yan Liu

Title: APPARATUS AND METOD FOR MONITORING BODY COMPOSITION
BY MEASURING BODY DIELECTRIC

<input checked="" type="checkbox"/>	XXXXXXXXXXXX	\$	<u>385</u>	.00 for filing fee PTO 2038
<input checked="" type="checkbox"/>	Our check for \$	<u>40</u>	.00 for Recordation Fee PTO 2038	
<input checked="" type="checkbox"/>	Fee Calculation Sheet (duplicate)			
<input checked="" type="checkbox"/>	Utility Patent Application Transmittal			19270 U.S.PTO
<input checked="" type="checkbox"/>	Abstract		<u>1</u>	page
<input checked="" type="checkbox"/>	Specification		<u>10</u>	pages
<input checked="" type="checkbox"/>	Claims		<u>3</u>	pages
<input checked="" type="checkbox"/>	Drawings		<u>13</u>	sheets
<input checked="" type="checkbox"/>	Declaration		<u>2</u>	sheets
<input checked="" type="checkbox"/>	Executed Assignment and Recordation Cover Sheet			
<input type="checkbox"/>	Small Entity Declaration			
<input type="checkbox"/>	Information Disclosure Statement & PTO Form 1449			
<input type="checkbox"/>	Request & Certificate Under 35 USC § 122 (Non-Publication)			
<input checked="" type="checkbox"/>	File Data Form		<u>X</u>	Preliminary Amendment



/Sec JKC:lrs Date: 12/4/03 File No. R74.12-0001

EXHIBIT

D